

DECLARATION



Attorney Docket No.: 18557C-7-1

#3

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **IDENTIFICATION AND EXPRESSION OF A NOVEL KINESIN MOTOR PROTEIN** the specification of which \_\_\_ is attached hereto or **X** was filed on **January 22, 1999** as Application No. **09/235,416** and was amended on \_\_\_\_\_ (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:




Application No.	Filing Date
60/072,361	January 23, 1999

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status
-----------------	----------------	--------

Full Name of Inventor 1:	Last Name: <b>SAKOWICZ</b>	First Name: <b>ROMAN</b>	Middle Name or Initial:
Residence & Citizenship:	City: <b>Foster City</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>Poland</b>
Post Office Address:	Post Office Address: <b>524 Jibstay Lane</b>	City: <b>Foster City</b>	State/Country: <b>CA</b> Postal Code: <b>94404</b>
Full Name of Inventor 2:	Last Name: <b>GOLDSTEIN</b>	First Name: <b>LAWRENCE</b>	Middle Name or Initial: <b>S.B.</b>
Residence & Citizenship:	City: <b>San Diego</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>USA</b>
Post Office Address:	Post Office Address: <b>13384 Keegan Place</b>	City: <b>San Diego</b>	State/Country: <b>CA</b> Postal Code: <b>92130</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  <b>ROMAN SAKOWICZ</b>	Signature of Inventor 2  <b>LAWRENCE S.B. GOLDSTEIN</b>	Signature of Inventor 3 
Date <b>3/5/99</b>	Date	Date

SF 191593 v1

# DECLARATION



Attorney Docket No.: 18557C-7-1

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **IDENTIFICATION AND EXPRESSION OF A NOVEL KINESIN MOTOR PROTEIN** the specification of which      is attached hereto or **X** was filed on **January 22, 1999** as Application No. **09/235,416** and was amended on                      (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

## Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:




Application No.	Filing Date
<b>60/072,361</b>	<b>January 23, 1999</b>

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status

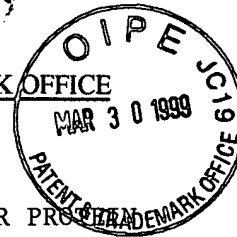
Full Name of Inventor 1:	Last Name: <b>SAKOWICZ</b>	First Name: <b>ROMAN</b>	Middle Name or Initial:	
Residence & Citizenship:	City: <b>Foster City</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>Poland</b>	
Post Office Address:	Post Office Address: <b>524 Jibstay Lane</b>	City: <b>Foster City</b>	State/Country: <b>CA</b>	Postal Code: <b>94404</b>
Full Name of Inventor 2:	Last Name: <b>GOLDSTEIN</b>	First Name: <b>LAWRENCE</b>	Middle Name or Initial: <b>S.B.</b>	
Residence & Citizenship:	City: <b>San Diego</b>	State/Foreign Country: <b>CA</b>	Country of Citizenship: <b>USA</b>	
Post Office Address:	Post Office Address: <b>13384 Keegan Place</b>	City: <b>San Diego</b>	State/Country: <b>CA</b>	Postal Code: <b>92130</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1	Signature of Inventor 2	Signature of Inventor 3
		
<b>ROMAN SAKOWICZ</b>	<b>LAWRENCE S.B. GOLDSTEIN</b>	
Date	Date 3/17/99	Date

SF 191593 v1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: Sakowicz and Goldstein

Attorney's Docket No.: 18557C-7-1

Title: IDENTIFICATION AND EXPRESSION OF A NOVEL KINESIN MOTOR PROTEIN

UCSD Case No.: SD 98-010-2

VERIFIED STATEMENT UNDER 37 CFR §1.9(f) AND §1.27(d)  
CLAIMING STATUS AS A SMALL ENTITY -- NONPROFIT ORGANIZATION

I, Dr. Alan Paau, Director of the Technology Transfer Office of the University of California, San Diego, hereby declare that:

1. I am empowered to act on behalf of THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, a corporation duly organized under and pursuant to the laws of CALIFORNIA having its principal place of business at 1111 Franklin Street, 5th Floor, Oakland California 94607-5200, in the matter of this VERIFIED STATEMENT.

2. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA is a University of higher education of the State of California and a nonprofit organization.

3. The rights under contract or law in the invention contained within the above-identified patent application are obligated to be assigned to and remain with THE REGENTS OF THE UNIVERSITY OF CALIFORNIA. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA has not assigned, granted, conveyed or licensed, and is under no obligation under contract or law to assign, grant, convey or license any rights in the invention nor in the application to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR §1.9(d) or a non-profit organization under 37 CFR §1.9(e).

4. THE REGENTS OF THE UNIVERSITY OF CALIFORNIA qualifies as a nonprofit organization as defined in 37 CFR §1.9(e) for paying reduced fees under section 41 subsections (a) and (b) of Title 35, United States Code, with regard to said application.

5. I acknowledge the duty under 37 CFR §1.28(b) to file, in this application or any patent issuing thereon, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of any issuance fee or any maintenance fee due after that date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent(s) issuing thereon.

3/24/99

Date

Signature of Alan Paau, MBA, Ph.D.  
Director, Technology Transfer Office  
University of California San Diego  
9500 Gilman Drive, MC 0910  
La Jolla, CA 92093-0910

Representative of THE REGENTS OF THE UNIVERSITY OF CALIFORNIA